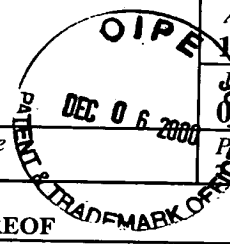


527 Rec'd PCT/PTO 06 DEC 2000

## U.S. DEPARTMENT OF COMMERCE PATENT &amp; TRADEMARK OFFICE

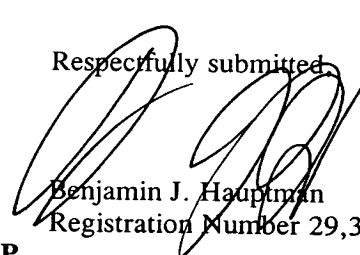
<b>B/O Form PTO-1390</b>			Attorney's Docket Number <b>1268-107</b>
Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) * Concerning a Filing Under 35 USC 371			U.S. Application Number <b>09/647,952</b>
International Application Number PCT/IL99/00184	International Filing Date 30 March 1999	Priority Date Claimed April 1998	
Title of Invention <b>RECOMBINANT POTYVIRUS CONSTRUCT AND USE THEREOF</b>			
Applicant(s) for DO/EO/US <b>Amit GAL-ON</b>			

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items under 35 USC 371:

1. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
2. ☒ An executed oath or declaration of the inventor(s) (35 USC 371(c)(4)).
3. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 USC 371(c)(5)).
4. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
5. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
6. ☐ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
7. ☐ A substitute specification.
8. ☐ A change of power of attorney and/or address letter.
9. ☒ Other items or information: A copy of PTO Form PCT/DO/EO/905 and credit card authorization for the late declaration surcharge

Applicant is entitled to small entity status under 37 C.F.R. § 1.9(f). The fees are enclosed by way of credit card authorization. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to **Deposit Account Number 07-1337**. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
 Benjamin J. Hauptman  
 Registration Number 29,310

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6 December 2000



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Box PCT  
Washington, D.C. 20231

BJH

09/647952

U.S. APPLICATION NO. 09/647,952 GAL-ON FIRST NAMED APPLICANT INTL. DOCKET NO. 126B-107

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5071

INTERNATIONAL APPLICATION NO.  
PCT/IL99/00184

I.A. FILING DATE

PRIORITY DATE

03/30/99

04/07/98

11/06/00

DATE MAILED:

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),  
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☐ a non-English language.  
☒ English.

☐ Translation of the international application into English.

☐ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☒ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed 06 OCT 2000 and

☒ Information Disclosure Statement(s) filed 06 OCT 2000 and

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☒ Substitute specification filed 06 OCT 2000

☐ Statement Claiming Small Entity Status.

☐ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice *MUST* be returned with this response.**

Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation

☐ PTO-875

JRM PCT/DO/EO/905 (December 1997)

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